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JAN 23 2008

OFFICE OF PETITIONS

In re Application of :
Yat Sun Or :
Application Number: 10/763377 : ON PETITION
Filing Date: 01/23/2004 :
Attorney Docket Number: ENP-074 :
(4014.1074 US) :

This is a decision in reference to the paper filed on December 5, 2007, styled as a petition under 37 CFR 1.183, requesting that the Office accept petitioner's reply brief filed on December 5, 2007, as timely filed.

The petition is **DISMISSED AS MOOT.**

Petitioner states that the reply brief was due on December 4, 2007, in response to the Examiner's Answer to the corrected appeal brief filed on July 26, 2007. A review of the record reveals that the Reply Brief was filed on December 5, 2007.

A review of the official file reveals that the Examiner's Answer was mailed on October 9, 2007. This is mailing date of the Examiner's Answer, despite the stamp on the second page of the Answer which shows a different date. As such, the Reply Brief filed on December 5, 2007, was not untimely.

Accordingly, the petition is dismissed as moot.

No petition fee is due. The petition fee will be credited to counsel's deposit account as authorized in the petition.

The application is being referred to Technology Center Art Unit 1623 for further processing.

Telephone inquiries specific to this matter should be directed to the undersigned at 571 272-3231.



Douglas I. Wood
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